



10/25/04

JFW
AF#

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: A. Trubitt
Serial No.: 10/646,255
Conf. No.: 9484
Filed: August 22, 2003
For: **INFLATABLE TOY WITH
EXPANDABLE
FIGURINE**
Art Unit: 3712
Examiner: B. Miller

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I hereby certify that this correspondence and the attached papers are being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" under 37 C.F.R. § 1.10 on the date indicated below and are addressed to:

Mail Stop AF
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

10/22/04 Michelle Maled
Date Signature

NOTICE OF APPEAL

Mail Stop AF
Commissioner for Patents
U.S. Patent and Trademark Office
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated June 29, 2004 of the Examiner, finally rejecting Claims 1-16, and allowing Claims 17 and 18. The item(s) marked below are appropriate:

Patent Appeals/Interference Fees:

- \$170 (small entity)
 \$340 (large entity)

Extension of Time Fee (if applicable):

- one month (\$55 small entity)
 two months (\$215 small entity)
 three months (\$490 small entity)

U.S. Serial No. 10/646,255

Trubitt

NOTICE OF APPEAL

- The Commissioner is authorized to charge the Patent Appeals/Interference Fee and Extension of Time fee, additional fees, or credit any overpayment to Deposit Account No. _____.

Respectfully submitted,

By: Adam Trubitt
Adam Trubitt

SD 686853 v1 (99976.0201)